



# SCHIEF & STONE, L.L.P.

Legal counsel based on solid principles.

## CERTIFICATE OF MAILING UNDER 37 CFR § 1.8

Date of Mailing: October 6, 2004

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop ISSUE FEE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the above identified date.

Lilis Pramasurja

Typed or printed name of person mailing paper or fee

SIGNATURE of person mailing paper or fee

October 6, 2004

ATTY DOCKET NO. NC25872  
9021.091

Mail Stop Issue Fee  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In re: U.S. Serial No. 09/943,856  
Inventor: Thomas, J. Kenney  
Title: **APPARATUS, AND ASSOCIATED METHOD, FOR  
FACILITATING SELECTION OF POWER LEVELS AT WHICH  
TO COMMUNICATE DATA IN A RADIO COMMUNICATION  
SYSTEM**

Enclosed please find:

- ☒ Issue Fee Transmittal Form PTOL-85 (1 page filed in duplicate);
- ☒ Formal Drawing Transmittal and three (3) sheets of drawings;
- ☒ Return Post Card.

☒ The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account 50-2032. A duplicate copy of this sheet is enclosed.

- ☒ Any additional filing fees for new application, processing, and issue fee as required under 37 CFR 1.16, 37.CFR 1.17 and 37 CFR 1.18.

Respectfully submitted,

By:

Robert H. Kelly, Reg. No. 33,922  
Attorney for Applicant

ATTY DOCKET No. NC25872 (NOKI02-25872)  
CLIENT/MATTER No. 9021.091

PATENT  
Customer ID No. 30973

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of : Thomas J. Kenney  
Serial No. : 09/943,856  
Filed : 31 August 2001  
For : APPARATUS, AND ASSOCIATED METHOD, FOR  
FACILITATING SELECTION OF POWER LEVELS AT  
WHICH TO COMMUNICATE DATA IN A RADIO  
COMMUNICATION SYSTEM  
Art Unit : 2684  
Examiner : TILAHUN GESESSE

**Mail Stop Issue Fee**  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**SUBMISSION OF FORMAL DRAWINGS**

Enclosed herewith are three (3) sheets of formal drawings for the above identified patent application. A Notice of Allowance, dated 27 July 2004, indicated that formal drawings overcoming the drawing objections noted on Form PTO 948, dated 26 July 2004, to be required. Therefore, the drawings are believed to overcome the objections to the drawings stated therein.

Respectfully submitted,

Date: \_\_\_\_\_

  
Robert H. Kelly, Registration No. 33,922  
Attorney for Applicant

Scheef and Stone, LLP  
5956 Sherry Lane, Suite 1400  
Dallas, Texas 75225  
Telephone: (214) 706-4201  
Facsimile: (214) 706-4242  
E-mail: robert.kelly@scheefandstone.com